

TANGANYIKA



No. 9 OF 1963

I ASSENT,

Julius K. Nyerere
President

...7...TH MARCH, 1963

An Act to amend certain laws relating to the Administration of Deceaseds' Estates

[1ST MARCH, 1963]

ENACTED by the Parliament of Tanganyika.

1. This Act may be cited as the Administration of Estates Laws (Miscellaneous Amendments) Act, 1963, and shall come into operation on the first day of March, 1963.

Short title
and
commence-
ment

Amendment of the Administrator-General's Ordinance

2. Section 52 of the Administrator-General's Ordinance is hereby amended as follows:—

Section 52
of Cap. 27
amended

- (a) by deleting the words "three hundred pounds" in the second and third lines and by substituting therefor the words "ten thousand shillings"; and
- (b) by deleting the symbol and figures "£300" in the marginal note and by substituting therefor the symbols and figures "Shs. 10,000/-".

Amendment of the Local Courts Ordinance

3. Paragraph (b) of subsection (1) of section 19A of the Local Courts Ordinance (as contained in the Local Courts (Amendment) Ordinance, 1961) is hereby amended by inserting, immediately after the words "local court" in the fifth line, the words "or some reputable and impartial person able and willing to administer the estate".

Section 19A
of Cap. 299
amended
Ord. 1961
No. 38

4. Paragraph (p) of subsection (2) of section 44 of the Local Courts Ordinance is hereby amended by inserting, immediately after the words "local courts", the following: "and to administrators appointed under paragraph (b) of subsection (1) of section 19A,".

Section 44
of Cap. 299
amended

Amendment of the Probate and Administration Ordinance, 1961

5. The definition "trust corporation" set out in subsection (1) of section 2 of the Probate and Administration Ordinance, 1961 (hereinafter referred to as "the Probate Ordinance") is hereby amended by adding immediately below paragraph (i) thereof the following new paragraph:—

Section 2
of Probate
Ordinance
amended
Ord. 1961
No. 35

"(iA) the Administrator-General; or".

Section 9
of Probate
Ordinance
amended

6. Section 9 of the Probate Ordinance is hereby amended by inserting, immediately after the word "fees" in the sixth line, the following: "(including fees payable to administrators appointed under subsection (1) of section 75)".

Section 39
of Probate
Ordinance
amended

7. Section 39 of the Probate Ordinance is hereby amended by inserting, immediately after the word and comma "estate," in the last line, the words, brackets and comma "and to such other acts (other than the distribution of the estate) as the court shall think fit,".

Section 75
of Probate
Ordinance
amended

8. Section 75 of the Probate Ordinance is hereby amended as follows:—

- (a) by inserting, immediately after the words "district court" in the fourth line of subsection (1), the words "or some reputable and impartial person able and willing to administer the estate";
- (b) by inserting, immediately after the words "district court" in the last line of subsection (1) the words "or some such person aforesaid"; and
- (c) by adding at the end of the marginal note the words "or impartial person".

Section 99
of Probate
Ordinance
amended

9. Section 99 of the Probate Ordinance is hereby amended by adding, immediately below subsection (2), the following new subsection: —

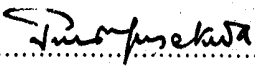
"(3) Nothing in this section shall apply to any fee prescribed by or under any law."

Section 103
of Probate
Ordinance
amended

10. Section 103 of the Probate Ordinance is hereby amended by adding, immediately below subsection (5), the following new subsection: —

"(6) This section shall not apply to the Administrator-General unless the court otherwise directs."

Passed in the National Assembly on the sixteenth day of February, 1963.


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Clerk of the National Assembly